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Attorneys for Defendant  
BILL COGBILL, in his official capacity of  
Sheriff of the County of Sonoma

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RAY HRDLICKA, an individual; CRIME,  
JUSTICE & AMERICA, INC., a California  
Corporation; and RAUL PABLO, TERRY  
RIDEOUT, individuals on behalf of  
themselves and all others similarly situated,

No. C04-03020-MJJ

STIPULATION AFTER STATUS  
CONFERENCE; ORDER

Granted

Plaintiffs,

v.

BILL COGBILL, in his official capacity of  
Sheriff of the County of Sonoma.

Defendant.

A status conference was held in this matter before the Court on May 17, 2005.

Attorney James Wheaton appeared at the status conference on behalf of Plaintiffs, and  
Deputy County Counsel Anne L. Keck appeared on behalf of Defendant. During the status  
conference and at an informal meeting thereafter, the parties agreed and stipulated to the  
following matters:

1. Plaintiffs no longer seek to certify this lawsuit as a class action, and withdraw  
all allegations contained in the First Amended Complaint that request and support a class  
action suit.

2. By virtue of the Court's Order Denying Motion for Preliminary Injunction, entered on April 13, 2005 ("Order"), Plaintiff Terry Rideout was dismissed from the case. Plaintiffs seek to dismiss Plaintiff Raul Pablo from the case as well.

3. By filing an answer in this matter, Defendant does not waive any defenses or other issues which might have been raised in a motion to dismiss. Such defenses or issues are hereby preserved to be adjudicated in the future, if necessary.

4. Defendant does not waive any issue that could have been raised in a motion for reconsideration with respect to the Order. Such issues are hereby preserved to be adjudicated in the future, if necessary.

5. The parties intend to proceed with cross-motions for summary judgment. At the status conference, the Court set the hearing on such motions for September 20, 2005, at 9:30 am. The Court requested that all the briefing on such motions be concluded at least three weeks prior to the hearing date, but left the remainder of the briefing dates to be resolved by the parties. Accordingly, the parties hereby stipulate to the following briefing due dates:

<u>Item</u>	<u>Due Date</u>
Plaintiffs' Motion for Summary Judgment	July 1, 2005
Defendant's Opposition and Cross-Motion for Summary Judgment	July 27, 2005
Plaintiff's Reply and Opposition to Cross-Motion	August 16, 2005
Defendant's Reply re Cross Motion	August 30, 2005

6. The parties have demonstrated cooperativeness in creating and executing a discovery plan, and shall continue to proceed with any necessary discovery.

Respectfully submitted,

STEVEN M. WOODSIDE, County Counsel

Dated: June 1, 2005

By: s/ Anne L. Keck  
 Anne L. Keck  
 Deputy County Counsel  
 Attorneys for Defendant

FIRST AMENDMENT PROJECT

Dated: June 8, 2005

By: /s/ James Wheaton  
James Wheaton  
David Greene  
Attorneys for Plaintiff

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**ORDER**

IT IS HEREBY ORDERED as follows:

1. The foregoing stipulation of the parties is approved, and the above-stated briefing schedule is adopted by the Court.
2. This case will not proceed as a class action, and all class action allegations contained in the First Amended Complaint will be deemed stricken.
3. Plaintiff Raul Pablo is hereby dismissed from this action without prejudice.

Dated: 6/13/2005

/s/  
Honorable M. Jenkins  
District Court Judge

